

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 8218 of 1996

For Approval and Signature:

Hon'ble MR.JUSTICE M.S.PARIKH

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1. Whether Reporters of Local Papers may be allowed to see the judgements?
2. To be referred to the Reporter or not?
3. Whether Their Lordships wish to see the fair copy of the judgement?
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder?
5. Whether it is to be circulated to the Civil Judge?

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ARCHANABEN HASMUKHBHAI PATEL

Versus

UNION OF INDIA

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Appearance:

MR HM PARIKH for Petitioner

Ms PROMILA SAFAYA, for Respondents

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CORAM : MR.JUSTICE M.S.PARIKH

Date of decision: 28/10/96

ORAL JUDGEMENT

Rule. Service of Rule waived by Ms. Promila Safaya, learned Advocate for respondents.

Heard. As between the School leaving Certificate and the Birth Certificate the evidence of birth certificate is ordinarily more acceptable. Bearing in mind the facts and circumstances of the case, following direction is required to be issued :

The respondent - Passport Officer is hereby

directed to act upon the Birth Certificate of the petitioner, issued from the Authority, Public Health Department, from the record of Birth Register of Samarkha, Taluka Anand, Dist. Kaira, Gujarat and process the issuance of passport in accordance with law and procedure which the respondent is required to follow.

Rule made absolute in the aforesaid terms. No order as to costs.

Direct service permitted.

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